

FILED
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US DISTRICT COURT E.D.N.Y.

★ JUL 03 2019 ★

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

BROOKLYN OFFICE

DARLENE COOK and SHAQUEENA COOK,

Plaintiffs,

-against-

CITY OF NEW YORK, NYPD OFFICER ARTURO
GOMEZ, Tax No. 954876, NYPD SERGEANT EDWARD
LEISENGANG, Tax No. 938843, ACS CHILD
PROTECTIVE SPECIALIST CERISSA WRIGHT, ACS
CHILD PROTECTIVE SPECIALIST SUPERVISOR
SASHA DAWSON, and JOHN/JANE DOE 1-10,

Defendants.

**STIPULATION OF
VOLUNTARY
DISMISSAL OF
PLAINTIFF DARLENE
COOK**

15-CV-6559 (ILG) (CLP)

WHEREAS, plaintiff Darlene Cook commenced this action by filing a Complaint on or about November 16, 2015; and plaintiffs Darlene Cook and Shaqueena Cook filed an Amended Complaint on June 4, 2016, and plaintiffs Darlene Cook and Shaqueena Cook filed a Second Amended Complaint on April 10, 2017, alleging that the defendants violated plaintiffs' federal civil rights; and

WHEREAS, defendants City of New York, Police Officer Arturo Gomez, Lieutenant Edward Leisengang, Ms. Sasha Dawson, and Ms. Cerissa Wright have denied any and all liability arising out of plaintiffs' allegations; and

WHEREAS, plaintiff Darlene Cook now seeks to voluntarily dismiss all of her claims with prejudice; and

WHEREAS, plaintiff Darlene Cook has authorized her counsel, Ryan Lozar, Esq., to agree to the terms set forth below;

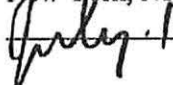
NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, as follows:

1. Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, any and all of the claims and rights of action arising out of the facts and circumstances that are the subject of this action, and that were asserted or could have been asserted by or on behalf of plaintiff Darlene Cook against defendants City of New York, Police Officer Arturo Gomez, Lieutenant Edward Leisengang, Ms. Sasha Dawson, and Ms. Cerissa Wright, their successors and assigns, and all past and present officials, employees, representatives, and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, are hereby dismissed and discontinued, with prejudice, and without attorney's fees, costs or disbursements to the parties;

2. This Stipulation contains all the terms and conditions agreed upon by counsel for defendants and counsel for plaintiffs hereto, and no oral agreement entered into at any time nor any written agreement entered into prior to the execution of this Stipulation shall be deemed to exist, or to bind the parties hereto, or to vary the terms and conditions contained herein; and

3. This Stipulation shall be binding upon the parties immediately upon signature and shall be submitted to the Court for entry as an Order.

Dated: New York, New York

 July 1, 2019


RYAN LOZAR, ESQ.
Attorney for Plaintiff Darlene Cook
305 Broadway, 14th Floor
New York, New York 10007
(310) 867-1562

ZACHARY W. CARTER
Corporation Counsel of the
City of New York
Attorney for Defendants
100 Church Street, 3rd Floor
New York, New York 10007

By:


Ryan Lozar

By:


John L. Garcia
Assistant Corporation Counsel

In Order
s/ILG
USDC
7/2/19